122

Applicant	Mark Kaplun et al.
Serial No.	Not Assigned
Filing Date	Herewith
Group Art Unit	Not Assigned
Examiner Name	Not Assigned
Attorney Docket No.	100.004US01
Title: ALARM MECHANISM	

PETITION 1.47(b) TO FILE APPLICATION WITHOUT INVENTORS' SIGNATURES

#3



Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

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Pursuant to 37 C.F.R. § 1.47(b), ADC Telecommunications Israel, Ltd. ("ADC Israel") submits this Petition seeking permission to file the above-identified application (hereinafter "the application") without the signatures of all of the inventors. All of the inventors have failed to execute the application after repeated attempts to request them to do so. The last known addresses for the inventors are as follows:

Mark Kaplun
Residence/Post Office Address: 39 Harzit Street
Modiin, ISRAEL
Citizenship: Israel

Amir Cohen
Residence/Post Office Address: P.O. 457
Kfar Hes, ISRAEL
Citizenship: Israel

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The inventors have agreed in writing to assign this application to Teledata Communications Ltd., a predecessor in interest to ADC Israel, as shown in the Employment agreements attached to the Declaration of William Weisel (the "Declaration") and referred to in paragraph 3 of the Declaration. Thus, ADC Israel has sufficient proprietary right to act as agent for the inventors in this application.

As set forth in the Declaration, ADC Israel has made a *bona fide* attempt to diligently present the application and corresponding declaration to the inventors for signature in accordance with MPEP 409.03(d) and 37 C.F.R. §1.47(b). As indicated in paragraphs 6-8 of the Declaration, the inventors have refused to sign.

ADC Israel respectfully submits that this action is necessary to preserve the rights of the parties or to prevent irreparable damage as supported by paragraph 9 of the Declaration.

A fee of $130 as set forth under 37 C.F.R. 1.17(h) is also included herewith. However, if any additional fees or credits are deemed necessary, please charge or credit Deposit Account No. 501373.

Therefore, it is respectfully submitted that the facts in the Declaration establish a *bona fide* attempt to obtain the signature of the inventors, and accordingly request that the Petition is granted.

Respectfully submitted,

Date: February 14, 2001

David N. Fogg
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